

Message Text

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PAGE 01 STATE 154574

67

ORIGIN EUR-25

INFO OCT-01 ISO-00 SCS-03 SCA-01 PPT-02 SS-20 NSC-07 L-03

H-03 PA-04 PRS-01 USIA-15 CIAE-00 INR-11 NSAE-00

RSC-01 /097 R

DRAFTED BY EUR/SOV:RECOMBS:SJP

APPROVED BY EUR: AHHARTMAN

EUR: JAARMITAGE S/S - MR.FRY

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EUR/SOV: FHMISCH

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L/SCA: CLBLAKESLEY (PHONE)

PPT: RMACKAY (PHONE)

SCA: FSMITH (PHONE)

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P R 172030Z JUL 74

FM SECSTATE WASHDC

TO AMEMBASSY MOSCOW PRIORITY

INFO AMCONSUL LENINGRAD

C O N F I D E N T I A L STATE 154574

E.O. 11652:GDS

TAGS: CPAS, CGEN, PFOR, CASC

SUBJECT:KUDIRKA/SULSKIENE CASE

REF: MOSCOW 10973 AND PREVIOUS

1. ON BASIS INFORMATION REPORTED REFTEL AND MRS. SULSKI-
ENE'S APPLICATION ON HIS BEHALF, DEPARTMENT CONCURS IN
EMBASSY'S DECISION TO REGISTER SIMAS KUDIRKA AS UNITED
STATES CITIZEN.

2. UNLESS IT SEES OVERRIDING OBJECTION, EMBASSY SHOULD
SEEK EARLY OPPORTUNITY TO REQUEST THAT MFA ARRANGE CONSULAR
ACCESS TO KUDIRKA. MFA SHOULD BE INFORMED THAT US GOVERN-
MENT HAS FOUND KUDIRKA HAS VALID CLAIM TO US CITIZENSHIP
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PAGE 02 STATE 154574

IN ACCORD WITH APPLICABLE US LAWS AND REGULATIONS, AND

EMBASSY THEREFORE HAS BEEN INSTRUCTED TO SEEK CONSULAR ACCESS TO HIM IN ACCORDANCE WITH ARTICLE 12, PARAGRAPH THREE OF THE US-USSR CONSULAR CONVENTION.

3. IN RESPONSE TO PRESS INQUIRIES, DEPARTMENT PLANS TO SAY THAT AFTER INVESTIGATION OF ALL AVAILABLE EVIDENCE, EMBASSY MOSCOW HAS DETERMINED THAT SIMAS KUDIRKA DERIVED US CITIZENSHIP FROM HIS MOTHER AND, IN ABSENCE OF CONTRARY EVIDENCE, HAS RETAINED US CITIZENSHIP. EMBASSY HAS, WITH THE DEPARTMENT'S CONCURRENCE, THEREFORE REGISTERED MR. KUDIRKA AS US CITIZEN. EMBASSY SHOULD TAKE SIMILAR LINE.

4. IF ASKED, AND PENDING RECEIPT OF EMBASSY'S VIEWS ON QUESTION OF CONSULAR ACCESS, WE WILL SAY THAT DEPARTMENT IS CURRENTLY CONSULTING WITH EMBASSY ON HOW WE CAN BEST PROTECT MR. KUDIRKA'S INTERESTS IN HIS PRESENT SITUATION. KISSINGER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 17 JUL 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: blochd0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974STATE154574
Document Source: CORE
Document Unique ID: 00
Drafter: RECOMBS:SJP
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D740192-0283
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740740/aaaabiks.tel
Line Count: 78
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: MOSCOW 10973 AND PREVIOUS
Review Action: RELEASED, APPROVED
Review Authority: blochd0
Review Comment: n/a
Review Content Flags:
Review Date: 17 JUN 2005
Review Event:
Review Exemptions: n/a
Review History: RELEASED <10 JUN 2002 by boyleja>; APPROVED <27 MAR 2003 by ShawDG>; WITHDRAWN <13 Jun 2005 by BoyleJA, PRIVACY>; RELEASED <17 JUN 2005 by powellba2>; APPROVED <20 JUN 2005 by blochd0>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: UDIRKA/SULSKIENE CASE
TAGS: CPAS, CGEN, CASC, (KUDIRKA, SIMAS)
To: MOSCOW
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005